

Amendments to Senate Bill No. 404
Reference Copy

For the Conference Committee

Prepared by Susan Byorth Fox
April 17, 2007 (11:14am)

1. Title, line 7.

Following: "CONSERVATION"**Insert:** "AND LOCAL GOVERNMENTAL FIRE AGENCIES"

2. Page 2, line 15.

Following: "FOR"**Insert:** "state"

3. Page 2, line 18.

Following: "FIREFIGHTER"**Insert:** "employed by the department"

4. Page 2, line 25.

Following: "--"**Insert:** "local"

5. Page 2, line 26.

Following: "AGENCY. A"**Insert:** "local governmental fire agency shall pay reasonable
attorney fees and costs for outside legal counsel to defend
a"**Following:** "OF A"**Insert:** "local"

6. Page 2, line 27.

Following: "AGENCY"**Strike:** "MUST" through "FOR"**Insert:** "against"

7. Page 2, line 28.

Strike: "ARISING FROM AN"**Insert:** "for a good faith"**Following:** "OMISSION"**Strike:** "IN"**Insert:** "arising from"

8. Page 2, line 28 through 30.

Following: "TRAINING"**Insert:** "."**Strike:** remainder of line 28 through "EMPLOYEE." on line 30**Insert:** "The local governmental fire agency has sole discretion"

to determine whether the act or omission of the firewarden, firefighter, or paid or volunteer employee was in good faith and arising from the performance of the employee's duties in a fire or in fire training. The requirement to pay attorney fees and costs does not apply to any postconviction legal proceedings."

9. Page 3, line 5.

Strike: "[SECTIONS 2 AND 3] ARE"

Insert: "[Section 2] is"

10. Page 3, line 6 through line 7.

Strike: "[SECTIONS 2 AND 3]"

Insert: "[section 2]"

11. Page 3, line 8.

Following: line 7

Insert: "(3) [Section 3] is intended to be codified as an integral part of Title 7, chapter 33, and the provisions of Title 7, chapter 33, apply to [section 3]."

- END -